



UNDER SEAL

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

March 2024 Grand Jury

UNITED STATES OF AMERICA,
Plaintiff,

v.

ONOFRE MARCIAL,
aka "George," and
ERIN YAIR MIRANDA,
aka "Blaster,"

Defendants.

Case No. 8:25-cr-00009-FWS

I N D I C T M E N T

[18 U.S.C. § 371: Conspiracy;
18 U.S.C § 922(a)(1)(A): Engaging in
the Business of Dealing in Firearms
Without a License; 18 U.S.C.
§ 922(g)(1): Felon in Possession of
Firearms; 18 U.S.C. § 922(o)(1):
Possession of Machinegun; 26 U.S.C.
§ 5861(d): Possession of
Unregistered Firearms; 18 U.S.C.
§ 2(a): Aiding and Abetting;
18 U.S.C. § 924(d)(1), 28 U.S.C.
§ 2461(c): Criminal Forfeiture]

The Grand Jury charges:

COUNT ONE

[18 U.S.C. § 371]

[DEFENDANTS MARCIAL and MIRANDA]

A. INTRODUCTORY ALLEGATION

At all times relevant to this Indictment, neither defendants
ONOFRE MARCIAL, also known as "George," and ERIN YAIR MIRANDA, also
known as "Blaster," nor any other co-conspirator, had a federal

1 firearms license issued by the United States Bureau of Alcohol,
2 Tobacco, Firearms, and Explosives ("ATF"), and thus no participant in
3 the conspiracy was licensed to import, manufacture, or deal in
4 firearms.

5 B. OBJECT OF THE CONSPIRACY

6 Beginning on an unknown date, but as early as in or around
7 September 2023, and continuing until at least on or about December 3,
8 2024, in Orange and Riverside Counties, within the Central District
9 of California, defendants MARCIAL and MIRANDA, together with other
10 persons, conspired to engage in the business of dealing in firearms
11 without a license, in violation of Title 18, United States Code,
12 Section 922(a)(1)(A).

13 C. MEANS BY WHICH THE OBJECT OF THE CONSPIRACY WAS TO BE
14 ACCOMPLISHED

15 The object of the conspiracy was to be accomplished, in
16 substance, as follows:

17 1. Defendants MARCIAL and MIRANDA would offer and arrange to
18 sell firearms, as well as ammunition, firearm magazines, and other
19 firearm parts, to other persons in exchange for money, and defendants
20 MARCIAL and MIRANDA would negotiate the sale price for the firearms
21 and other items.

22 2. Defendants MARCIAL and MIRANDA would acquire firearms, as
23 well as ammunition, firearm magazines, and other firearm parts, for
24 sale to their customers, and would machine and otherwise manufacture
25 certain of the firearms in accordance with their customers'
26 specifications. Defendants MARCIAL and MIRANDA also guaranteed the
27 quality of the firearms that they sold and promised to fix any defect
28 in the firearms.

1 3. Defendants MARCIAL and MIRANDA would personally possess and
2 deliver the firearms, and in some circumstances ammunition, firearm
3 magazines, and other firearm parts as well, to their customers in
4 exchange for cash in the amount of the agreed-upon sale prices.

5 D. OVERT ACTS

6 On or about the following dates, in furtherance of the
7 conspiracy and to accomplish the object of the conspiracy, defendants
8 MARCIAL and MIRANDA, together with other persons, committed various
9 overt acts within the Central District of California, including, but
10 not limited to, the following:

11 **September 28, 2023: MIRANDA's Sale of a .38 Caliber Pistol**

12 Overt Act No. 1: On or about September 26, 2023, in various
13 text messages, defendant MIRANDA arranged to sell a .38 caliber
14 pistol to another person, who was, in fact, an undercover law
15 enforcement officer ("UC-1"), and he asked if UC-1 was interested in
16 "anything else" and noted he could make "big bodies" (i.e., rifles).

17 Overt Act No. 2: On or about September 28, 2023, defendant
18 MIRANDA delivered a Colt .38 caliber revolver pistol, bearing serial
19 number 716706, to UC-1 in exchange for \$740 in cash and made clear
20 that he was willing to sell more guns to UC-1.

21 Overt Act No. 3: Shortly after the September 28, 2023
22 transaction, defendant MIRANDA called UC-1 to say that he had a Tec-9
23 pistol available for \$750 and AR-type firearms available for a price
24 of approximately \$1,000 to \$1,200 each.

25 **October 6, 2023: MIRANDA's Sale of Tec-9 Pistol**

26 Overt Act No. 4: During the period from September 28, 2023 to
27 October 6, 2023, in telephone calls and text messages, defendant
28 MIRANDA arranged to sell a Tec-9 pistol to UC-1 in exchange for cash.

1 Overt Act No. 5: On or about October 6, 2023, defendant
2 MIRANDA delivered an Intratec, model Tec-9, 9mm caliber pistol,
3 bearing serial number 18372, to UC-1 in exchange for \$800 in cash
4 plus a \$50 broker fee.

5 **October 19, 2023: MIRANDA's Sale of AR-Type Pistol**

6 Overt Act No. 6: During the period from October 6, 2023 to
7 October 18, 2023, in telephone calls and text messages, defendant
8 MIRANDA arranged to sell an AR-type pistol to UC-1 in exchange for
9 cash, and he offered to make multiple AR-type rifles for UC-1 for
10 approximately \$1,000 each but wanted a down payment for a multi-gun
11 deal due to another customer's failure to buy 10 rifles that the
12 customer had ordered.

13 Overt Act No. 7: On or about October 19, 2023, defendant
14 MIRANDA met with UC-1 another undercover law enforcement officer
15 ("UC-3") and delivered a privately-manufactured AR-type 5.56mm
16 caliber pistol, bearing no serial number (commonly referred to as a
17 "ghost gun"), along with a high-capacity magazine and 40 rounds of
18 .223 caliber Frontier ammunition, to UC-3 in exchange for \$1,200 in
19 cash.

20 **November 9, 2023: MIRANDA and MARCIAL's Sale of AR-Type Rifle**

21 Overt Act No. 8: During the period from October 20, 2023 to
22 November 9, 2023, in telephone calls and text messages, defendant
23 MIRANDA arranged to sell an AR-type rifle to UC-3.

24 Overt Act No. 9: On or about November 9, 2023, defendant
25 MIRANDA, accompanied by defendant MARCIAL, delivered an Anderson
26 Manufacturing, model AM-15, multi-caliber rifle, bearing serial
27 number 20320239, to UC-3 in exchange for \$1,350 in cash, plus a \$100
28 broker fee for defendant MIRANDA, and defendant MARCIAL admitted that

1 he made the rifle, indicated an interest in selling other firearms to
2 UC-3 through MIRANDA, and admitted that his specialty ("main thing")
3 was making short-barreled rifles ("shorties").

4 **November 30, 2023: MARCIAL's Sale of Two Firearms**

5 Overt Act No. 10: During the period from November 11, 2023 to
6 November 19, 2023, in multiple text messages, defendant MIRANDA
7 offered and made arrangements to sell a variety of firearms to UC-3,
8 including short-barreled rifles ("shorty ar's") from defendant
9 MARCIAL (i.e., his "father-in-law").

10 Overt Act No. 11: During the period from November 23, 2023 to
11 November 30, 2023, in multiple text messages, defendant MARCIAL
12 advised UC-3 that defendant MIRANDA was in custody following his
13 arrest for another offense, but said that he (defendant MARCIAL) was
14 interested in selling two firearms to UC-3 for a total of \$2,000. In
15 related texts about the price, defendant MARCIAL noted that he would
16 likely take a loss on the guns because of the cost of having to drive
17 out of state to get the lower-receivers.

18 Overt Act No. 12: On or about November 30, 2023, defendant
19 MARCIAL delivered two firearms to UC-3 in exchange for \$2,000 in
20 cash, namely, an Anderson Manufacturing, model AM-15, short-barreled
21 rifle, bearing serial number 20188188, and an AR-type 5.56mm caliber
22 pistol, bearing no serial number.

23 **January 17, 2024: MARCIAL's Sale of Six Rifles**

24 Overt Act No. 13: During the period from December 5, 2023 to
25 January 17, 2024, in text messages and telephone calls, defendant
26 MARCIAL arranged to sell six AR-type rifles, five of which were
27 short-barreled rifles, to UC-3 in exchange for \$7,000. In related
28 text messages, defendant MARCIAL explained that the higher sale price

1 for the short-barreled rifles was due to the fact that he had to
2 drive out of state to get parts.

3 Overt Act No. 14: On or about January 17, 2024, defendant
4 MARCIAL, together with an associate, delivered six rifles to UC-3 in
5 exchange for \$7,000, namely, five AR-type short-barreled rifles, each
6 bearing no serial number, and an AR-type rifle, bearing no serial
7 number.

8 **February 22, 2024: MARCIAL's Sale of Seven Rifles**

9 Overt Act No. 15: During the period from January 18, 2024 to
10 February 22, 2024, in multiple text messages, defendant MARCIAL
11 arranged to sell seven rifles, including five short-barreled rifles,
12 to UC-3 for \$7,000.

13 Overt Act No. 16: On or about February 22, 2024, defendant
14 MARCIAL delivered seven rifles to UC-3 in exchange for \$7,000 in
15 cash, namely, a Ruger, model 21160, .22 caliber rifle, bearing serial
16 number 0008-32401; a Smith & Wesson, model TC Compass, 6.5mm
17 Creedmoor caliber rifle, bearing serial number THV0544; and five AR-
18 type short-barreled rifles, each bearing no serial number.

19 **March 14, 2024: MARCIAL's Sale of Eight Rifles**

20 Overt Act No. 17: During the period from February 22 to March
21 14, 2024, in text messages and telephone calls, defendant MARCIAL
22 arranged to sell eight short-barreled rifles to UC-3 in exchange for
23 \$7,000.

24 Overt Act No. 18: On or about March 14, 2024, defendant
25 MARCIAL delivered eight AR-type 5.56mm caliber short-barreled rifles,
26 each bearing no serial number, to UC-3 in exchange for \$7,000 in
27 cash.

1 **May 9, 2024: MARCIAL's Sale of Six Rifles and AR-15 Auto-Sear**

2 Overt Act No. 19: During the period from April 26, 2024 to May
3 9, 2024, in multiple text messages, defendant MARCIAL arranged to
4 sell six AR-type short-barreled rifles and an AR-15 Auto-Sear, which
5 is a part that converts AR-15 rifles into machineguns, to UC-3 in
6 exchange for \$6,500.

7 Overt Act No. 20: On or about May 9, 2024, defendant MARCIAL
8 delivered six AR-type 5.56mm caliber short-barreled rifles, each
9 bearing no serial number, and an AR-15 Auto-Sear, to UC-3 in exchange
10 for \$6,500 in cash.

11 **July 26, 2024: MARCIAL's Sale of Seven Rifles**

12 Overt Act No. 21: During the period from May 23, 2024 to July
13 26, 2024, in multiple text messages, defendant MARCIAL arranged to
14 sell seven AR-type 5.56mm caliber short-barreled rifles to UC-3 in
15 exchange for \$7,700, but he advised that an associate would make the
16 delivery because the agreed delivery time conflicted with MARCIAL's
17 work schedule.

18 Overt Act No. 22: On or about July 26, 2024, defendant
19 MARCIAL, by and through his associate, delivered seven AR-type 5.56mm
20 caliber short-barreled rifles, each bearing no serial number, to UC-3
21 in exchange for \$7,700 in cash.

22 **September 17, 2024: MARCIAL's Attempted Sale of 11 Rifles**

23 Overt Act No. 23: During the period from July 29, 2024 to
24 September 16, 2024, in multiple text messages, defendant MARCIAL
25 arranged to sell eleven AR-type short-barreled rifles to UC-3 in
26 exchange for \$10,725, and he agreed to have those delivered by an
27 associate in Santa Ana, California, on September 17, 2024.

1 Overt Act No. 24: On or about September 17, 2024, in
2 preparation for the planned sale to UC-3 later that day, defendant
3 MARCIAL possessed at his residence eleven AR-type 5.56mm caliber
4 short-barreled rifles, each bearing no serial number, as well as
5 various firearm parts and tools.

6 **November 5, 2024: MIRANDA and MARCIAL's Sale of Five Rifles**

7 Overt Act No. 25: During the period from September 18, 2024 to
8 November 4, 2024, defendants MARCIAL and MIRANDA both exchanged text
9 messages with UC-3 to arrange the sale of five AR-type short-barreled
10 rifles to UC-3 in exchange for \$5,500.

11 Overt Act No. 26: On or about November 5, 2024, defendant
12 MIRANDA delivered five AR-type .300 caliber short-barreled rifles,
13 each bearing no serial number, to UC-3 in exchange for \$5,500 in
14 cash, and defendant MIRANDA confirmed, during the meeting, that the
15 rifles were made by "both" him and defendant MARCIAL.

16 **December 3, 2024: MIRANDA and MARCIAL's Sale of Eight Rifles**

17 Overt Act No. 27: During the period from November 6, 2024 to
18 December 3, 2024, in multiple text messages, defendant MIRANDA
19 arranged to sell eight AR-type short-barreled rifles to UC-3 in
20 exchange for \$8,800.

21 Overt Act No. 28: On or about December 3, 2024, after
22 departing from defendant MARCIAL's residence in Perris, California,
23 defendant MIRANDA drove to Orange, California, and delivered eight
24 AR-type .300 caliber short-barreled rifles, each bearing no serial
25 number, to UC-3 in exchange for \$8,800 in cash.

COUNT TWO

[18 U.S.C. § 922(a)(1)(A); § 2(a)]

[DEFENDANTS MARCIAL and MIRANDA]

Beginning on an unknown date, but as early as in or around September 2023, and continuing until at least on or about December 3, 2024, in Orange and Riverside Counties, within the Central District of California, defendants ONOFRE MARCIAL, also known as "George," and ERIN YAIR MIRANDA, also known as "Blaster," not being licensed importers, manufacturers, or dealers of firearms, each aiding and abetting the other, willfully engaged in the business of dealing in firearms, specifically, the sales of the following firearms, on or about the following dates:

DATE	DEFENDANT(S)	FIREARM(S)
SEP. 28, 2023	MIRANDA	a Colt .38 caliber revolver, bearing serial number 716706
OCT. 6, 2023	MIRANDA	an Intratec, model Tec-9, 9mm caliber pistol, bearing serial number 18372
OCT. 19, 2023	MIRANDA	an AR-type 5.56mm caliber pistol, bearing no serial number
NOV. 9, 2023	MIRANDA and MARCIAL	an Anderson Manufacturing, model AM-15, multi-caliber rifle, bearing serial number 20320239
NOV. 30, 2023	MARCIAL	an Anderson Manufacturing, model AM-15, multi-caliber, short-barreled rifle, bearing serial number 20188188; and an AR-type 5.56mm caliber pistol, bearing no serial number

DATE	DEFENDANT (S)	FIREARM (S)
JAN. 17, 2024	MARCIAL	five AR-type short-barreled rifles, each bearing no serial number; and an AR-type rifle, bearing no serial number
FEB. 22, 2024	MARCIAL	a Ruger, model 21160, .22 caliber rifle, bearing serial number 0008-32401; a Smith & Wesson, model TC Compass, 6.5mm Creedmoor caliber rifle, bearing serial number THV0544; and five AR-type short-barreled rifles, each bearing no serial number
MAR. 14, 2024	MARCIAL	eight AR-type 5.56mm caliber short-barreled rifles, each bearing no serial number
MAY 9, 2024	MARCIAL	six AR-type 5.56mm caliber short-barreled rifles, each bearing no serial number; and an AR-15 auto-sear (machinegun)
JUL. 26, 2024	MARCIAL	seven AR-type 5.56mm caliber short-barreled rifles, each bearing no serial number
SEP. 17, 2024	MARCIAL	eleven AR-type 5.56mm caliber short-barreled rifles, each bearing no serial number
NOV. 5, 2024	MIRANDA and MARCIAL	five AR-type .300 caliber short-barreled rifles, each bearing no serial number

DATE	DEFENDANT (S)	FIREARM (S)
DEC. 3, 2024	MIRANDA and MARCIAL	eight AR-type .300 caliber short- barreled rifles, each bearing no serial number

COUNT THREE

[18 U.S.C. § 922(g)(1); § 2(a)]

[DEFENDANT MARCIAL]

On or about November 9, 2023, in Orange County, within the Central District of California, defendant ONOFRE MARCIAL, also known as "George," aided and abetted by another person, knowingly possessed a firearm, namely, an Anderson Manufacturing, model AM-15, multi-caliber rifle, bearing serial number 20320239, in and affecting interstate and foreign commerce.

Defendant MARCIAL possessed such firearms knowing that he had previously been convicted of a felony crime punishable by a term of imprisonment exceeding one year, namely, Possession for Sale of Controlled Substance: Heroin, in violation of California Health and Safety Code Section 11351, in the Superior Court for the State of California, County of Orange, Case No. 12CF2329, on or about January 23, 2013.

COUNT FOUR

[18 U.S.C. § 922(g)(1)]

[DEFENDANT MARCIAL]

On or about November 30, 2023, in Riverside County, within the Central District of California, defendant ONOFRE MARCIAL, also known as "George," knowingly possessed a firearm, namely, an Anderson Manufacturing, model AM-15, multi-caliber, short-barrel rifle, bearing serial number 20188188, in and affecting interstate and foreign commerce.

Defendant MARCIAL possessed such firearms knowing that he had previously been convicted of a felony crime punishable by a term of imprisonment exceeding one year, namely, Possession for Sale of Controlled Substance: Heroin, in violation of California Health and Safety Code Section 11351, in the Superior Court for the State of California, County of Orange, Case No. 12CF2329, on or about January 23, 2013.

COUNT FIVE

[26 U.S.C. § 5861(d)]

[DEFENDANT MARCIAL]

On or about November 30, 2023, in Riverside County, within the Central District of California, defendant ONOFRE MARCIAL, also known as "George," knowingly possessed a firearm, namely, an Anderson Manufacturing, model AM-15, multi-caliber, short-barrel rifle, bearing serial number 20188188, which defendant MARCIAL knew to be a firearm and short-barreled rifle, as defined in Title 26, United States Code Sections 5845(a) and 5845(c), and which had not been registered to defendant MARCIAL in the National Firearms Registration and Transfer Record, as required by Chapter 53, Title 26, United States Code.

COUNTS SIX THROUGH TEN

[26 U.S.C. § 5861(d); 18 U.S.C. § 2(a)]

[DEFENDANT MARCIAL]

On or about January 17, 2024, in Riverside County, within the Central District of California, defendant ONOFRE MARCIAL, also known as "George," aided and abetted by another person, knowingly possessed five firearms, as set forth below, which defendant MARCIAL knew to be firearms and short-barreled rifles, as defined in Title 26, United States Code Sections 5845(a) and 5845(c), and which had not been registered to defendant MARCIAL in the National Firearms Registration and Transfer Record, as required by Chapter 53, Title 26, United States Code:

COUNT	FIREARM
SIX	AR-type short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
SEVEN	AR-type short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
EIGHT	AR-type short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
NINE	AR-type short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
TEN	AR-type short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNT ELEVEN

[18 U.S.C. § 922(g)(1)]

[DEFENDANT MARCIAL]

On or about February 22, 2024, in Riverside County, within the Central District of California, defendant ONOFRE MARCIAL, also known as "George," knowingly possessed firearms, namely, a Ruger, model 21160, .22 caliber rifle, bearing serial number 0008-32401, and a Smith & Wesson, model TC Compass, 6.5mm Creedmoor caliber rifle, bearing serial number THV0544, each in and affecting interstate and foreign commerce.

Defendant MARCIAL possessed such firearms knowing that he had previously been convicted of a felony crime punishable by a term of imprisonment exceeding one year, namely, Possession for Sale of Controlled Substance: Heroin, in violation of California Health and Safety Code Section 11351, in the Superior Court for the State of California, County of Orange, Case No. 12CF2329, on or about January 23, 2013.

COUNTS TWELVE THROUGH SIXTEEN

[26 U.S.C. § 5861(d)]

[DEFENDANT MARCIAL]

On or about February 22, 2024, in Riverside County, within the Central District of California, defendant ONOFRE MARCIAL, also known as "George," knowingly possessed five firearms, as set forth below, which defendant MARCIAL knew to be firearms and short-barreled rifles, as defined in Title 26, United States Code Sections 5845(a) and 5845(c), and which had not been registered to defendant MARCIAL in the National Firearms Registration and Transfer Record, as required by Chapter 53, Title 26, United States Code:

COUNT	FIREARM
TWELVE	AR-type short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
THIRTEEN	AR-type short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FOURTEEN	AR-type short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FIFTEEN	AR-type short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
SIXTEEN	AR-type short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNTS SEVENTEEN THROUGH TWENTY-FOUR

[26 U.S.C. § 5861(d)]

[DEFENDANT MARCIAL]

On or about March 14, 2024, in Riverside County, within the Central District of California, defendant ONOFRE MARCIAL, also known as "George," knowingly possessed eight firearms, as set forth below, which defendant MARCIAL knew to be firearms and short-barreled rifles, as defined in Title 26, United States Code Sections 5845(a) and 5845(c), and which had not been registered to defendant MARCIAL in the National Firearms Registration and Transfer Record, as required by Chapter 53, Title 26, United States Code:

COUNT	FIREARM
SEVENTEEN	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
EIGHTEEN	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
NINETEEN	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
TWENTY	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
TWENTY-ONE	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNT	FIREARM
TWENTY-TWO	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
TWENTY-THREE	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
TWENTY-FOUR	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNTS TWENTY-FIVE THROUGH THIRTY

[26 U.S.C. § 5861(d)]

[DEFENDANT MARCIAL]

On or about May 9, 2024, in Riverside County, within the Central District of California, defendant ONOFRE MARCIAL, also known as "George," knowingly possessed six firearms, as set forth below, which defendant MARCIAL knew to be firearms and short-barreled rifles, as defined in Title 26, United States Code Sections 5845(a) and 5845(c), and which had not been registered to defendant MARCIAL in the National Firearms Registration and Transfer Record, as required by Chapter 53, Title 26, United States Code:

COUNT	FIREARM
TWENTY-FIVE	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
TWENTY-SIX	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
TWENTY-SEVEN	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
TWENTY-EIGHT	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
TWENTY-NINE	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNT	FIREARM
THIRTY	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNT THIRTY-ONE

[18 U.S.C. § 922(o)(1)]

[DEFENDANT MARCIAL]

On or about May 9, 2024, in Riverside County, within the Central District of California, defendant ONOFRE MARCIAL, also known as "George," knowingly possessed a machinegun, namely, an AR-15 auto-sear, which, as defendant MARCIAL knew, is a part designed and intended solely and exclusively for use in converting a weapon, namely, an AR-15-type rifle, into a machinegun, as that term is defined in Title 18, United States Code, Section 921(a)(24), and Title 26, United States Code, Section 5845(b).

COUNTS THIRTY-TWO THROUGH THIRTY-EIGHT

[26 U.S.C. § 5861(d); 18 U.S.C. § 2(a)]

[DEFENDANT MARCIAL]

On or about July 26, 2024, in Orange County, within the Central District of California, defendant ONOFRE MARCIAL, also known as "George," aided and abetted by another person, knowingly possessed seven firearms, as set forth below, which defendant MARCIAL knew to be firearms and short-barreled rifles, as defined in Title 26, United States Code Sections 5845(a) and 5845(c), and which had not been registered to defendant MARCIAL in the National Firearms Registration and Transfer Record, as required by Chapter 53, Title 26, United States Code:

COUNT	FIREARM
THIRTY-TWO	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
THIRTY-THREE	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
THIRTY-FOUR	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
THIRTY-FIVE	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
THIRTY-SIX	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNT	FIREARM
THIRTY-SEVEN	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
THIRTY-EIGHT	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNTS THIRTY-NINE THROUGH FORTY-NINE

[26 U.S.C. § 5861(d)]

[DEFENDANT MARCIAL]

On or about September 17, 2024, in Riverside County, within the Central District of California, defendant ONOFRE MARCIAL, also known as "George," knowingly possessed eleven firearms, as set forth below, which defendant MARCIAL knew to be firearms and short-barreled rifles, as defined in Title 26, United States Code Sections 5845(a) and 5845(c), and which had not been registered to defendant MARCIAL in the National Firearms Registration and Transfer Record, as required by Chapter 53, Title 26, United States Code:

COUNT	FIREARM
THIRTY-NINE	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FORTY	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FORTY-ONE	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FORTY-TWO	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FORTY-THREE	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNT	FIREARM
FORTY-FOUR	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FORTY-FIVE	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FORTY-SIX	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FORTY-SEVEN	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FORTY-EIGHT	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FORTY-NINE	AR-type 5.56 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNTS FIFTY THROUGH FIFTY-FOUR

[26 U.S.C. § 5861(d); 18 U.S.C. § 2(a)]

[DEFENDANTS MARCIAL and MIRANDA]

On or about November 5, 2024, in Orange County, within the Central District of California, defendants ONOFRE MARCIAL, also known as "George," and ERIN YAIR MIRANDA, also known as "Blaster," each aiding and abetting the other, knowingly possessed five firearms, as set forth below, which defendants MARCIAL and MIRANDA knew to be firearms and short-barreled rifles, as defined in Title 26, United States Code Sections 5845(a) and 5845(c), and which had not been registered to defendants MARCIAL and MIRANDA in the National Firearms Registration and Transfer Record, as required by Chapter 53, Title 26, United States Code:

COUNT	FIREARM
FIFTY	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FIFTY-ONE	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FIFTY-TWO	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FIFTY-THREE	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FIFTY-FOUR	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNTS FIFTY-FIVE THROUGH SIXTY-TWO

[26 U.S.C. § 5861(d); 18 U.S.C. § 2(a)]

[DEFENDANTS MARCIAL and MIRANDA]

On or about December 3, 2024, in Orange County, within the Central District of California, defendants ONOFRE MARCIAL, also known as "George," and ERIN YAIR MIRANDA, also known as "Blaster," each aiding and abetting the other, knowingly possessed eight firearms, as set forth below, which defendants MARCIAL and MIRANDA knew to be firearms and short-barreled rifles, as defined in Title 26, United States Code Sections 5845(a) and 5845(c), and which had not been registered to defendants MARCIAL and MIRANDA in the National Firearms Registration and Transfer Record, as required by Chapter 53, Title 26, United States Code:

COUNT	FIREARM
FIFTY-FIVE	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FIFTY-SIX	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FIFTY-SEVEN	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FIFTY-EIGHT	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
FIFTY-NINE	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

COUNT	FIREARM
SIXTY	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
SIXTY-ONE	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length
SIXTY-TWO	AR-type .300 caliber short-barreled rifle, bearing no serial number, with a barrel less than 16 inches in length

FORFEITURE ALLEGATION

[18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c)]

1. Pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure, notice is hereby given that the United States of America will seek forfeiture as part of any sentence, pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28, United States Code, Section 2461(c), in the event of the defendant's conviction of the offense set forth in Counts 39 through 49 of this Indictment.

2. The defendant, if so convicted, shall forfeit to the United States of America the following:

(a) All right, title, and interest in any firearm or ammunition involved in or used in such offense, including but not limited to the following items, which were seized by law enforcement from defendant MARCIAL's residence on September 17, 2024:

- i. eleven AR-15 style 5.56 caliber short-barreled rifles of unknown manufacturer, bearing no serial number; and
- ii. Anderson Manufacturing AR-15 lower receiver, bearing serial number 20188191;

(b) To the extent such property is not available for forfeiture, a sum of money equal to the total value of the property described in subparagraph (a).

3. Pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c), the defendant, if so convicted, shall forfeit substitute property, up to the value of the property described in the preceding paragraph if, as the result of any act or omission of the defendant, the property described in the preceding paragraph or any portion thereof:

(a) cannot be located upon the exercise of due diligence; (b) has been transferred or sold to, or deposited with, a third party; (c) has been placed beyond the jurisdiction of the court; (d) has been substantially diminished in value; or (e) has been commingled with other property that cannot be divided without difficulty.

A TRUE BILL

/s/

Foreperson

JOSEPH T. MCNALLY
Acting United States Attorney



LINDSEY GREER DOTSON
Assistant United States Attorney
Chief, Criminal Division

ANNE C. GANNON
Assistant United States Attorney
Chief, Orange County Office

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